

THE KING’S BENCH (FAMILY DIVISION)

_____ **Centre**

BETWEEN:

(full name)

petitioner/applicant

– and –

(full name)

respondent

DEMAND FOR FINANCIAL INFORMATION

TO THE PETITIONER/APPLICANT or RESPONDENT, _____:
(specify party) *(specify full name of the party who is to provide information)*

_____ demands that you provide the information
(specify full name of the party who is requesting the information)
required in paragraphs 1 to 3 below.

IF YOU FAIL TO PROVIDE THE INFORMATION REQUIRED OF YOU WITHIN THE REQUIRED TIME PERIOD, THE COURT MAY MAKE ONE OR BOTH OF THE FOLLOWING ORDERS **WITHOUT FURTHER NOTICE TO YOU:**

- an order based on assumptions about your financial situation
- an order of financial disclosure

NOTE: FAILURE TO PROVIDE THE REQUESTED INFORMATION MAY ALSO RESULT IN ONE OR BOTH OF THE FOLLOWING ORDERS BEING MADE:

- an order requiring you to pay costs to the other party to this litigation or a penalty of up to \$5,000
- an order preventing you from pursuing all or part of your case

YOU MUST:

(Check applicable box)

1. Within 30 days *(select 30 days where the party who is to provide the information lives in Canada or, in a Divorce Act (Canada) proceeding, lives in the United States)*
 60 days *(select 60 days in all other instances)*

2. (Check all applicable boxes)

- provide the information requested in paragraph 3 to the other party, or their lawyer if they have one;
- provide the information requested in paragraph 3 to the other party, or their lawyer if they have one, in a sworn affidavit;
- file the information requested in paragraph 3 with the Court, in a sworn affidavit.

3. The following information (check all applicable boxes):

- a prepared and sworn financial statement in accordance with Rule 70.05, 70.07 or 70.08 in Form 70D of the *Court of King's Bench Rules*, including:
 - Part 1 — Annual Income
 - Part 2 — Monthly Expenses
 - Part 3 — Assets of Both Parties
 - Part 4 — Debts of Both Parties

- copies of your Canada Revenue Agency income and deduction computer printouts showing your income as assessed by the Canada Revenue Agency for each of the three most recent taxation years in which you filed a tax return;
- a copy of every personal income tax return filed by you for each of the three most recent taxation years;
- a copy of every notice of assessment and reassessment issued to you for each of the three most recent taxation years;

Additional information applicable to employees:

- your most recent statement of earnings (pay stub) indicating the total earnings paid to you in the year to date, including overtime or, if such a statement is not provided by your employer, a letter from your employer setting out that information including your rate of annual salary or remuneration;

Additional information applicable to self-employed individuals:

- the financial statements of your business or professional practice, other than a partnership, for the three most recent taxation years;
- a statement showing a breakdown of all salaries, wages, management fees or other payments or benefits paid to, or on behalf of, persons or corporations with whom you do not deal at arm's length, for the three most recent taxation years;

Additional information applicable to partners in a partnership:

- confirmation of your income and draw from, and capital in, the partnership for its three most recent taxation years;

Additional information from those who control a corporation:

- [] the financial statements of the corporation and its subsidiaries for its three most recent taxation years;
- [] a statement showing a breakdown of all salaries, wages, management fees or other payments or benefits paid to, or on behalf of, persons or corporations with whom the corporation, and every related corporation, does not deal at arm's length for its three most recent taxation years;

Additional information from beneficiaries under a trust:

- [] a copy of the trust settlement agreement;
- [] copies of the trust's three most recent financial statements;

Additional information from those who receive income from any other source (for example, employment insurance, social assistance, a pension, workers compensation, disability payments):

- [] the most recent statement of income indicating the total amount of income from the applicable source during the current year or, if such a statement is not provided, a letter from the appropriate authority stating the required information;

Other (specify):

Date: _____
(month/day/year)

(Name and address of lawyer
or party filing)

TO: (Name and address of other party's
lawyer or of other party)